

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN

JAMES T. CARTER

Plaintiff,

V.

Branda E. Sprader

Defendant. /

**FILED - LN**  
February 15, 2022  
CLERK OF COURT  
U.S. DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
BY 102 SCANNED BY 102

**1:22-cv-140**  
**Hala Y. Jarbou**  
**U.S. District Judge**

1. This is a civil lawsuit filed against Defendant for the violation of Plaintiff's 14<sup>th</sup>, 6, and 5<sup>th</sup> constitutional amendment rights.

On or about 7-22-01 an Ex-Party (PPO) was enter against Plaintiff. On 8-24-21 Plaintiff attend a zoom hearing which Judge Branda E. Sprader (Defendant) conducted. At the hearing Defendant inform both parties that a third party will not be brought in the hearing for discussed. However, the Defendant allowed Plaintiff's wife to bring in the third party. Defendant then asked Plaintiff questions about the matter, but stopped Plaintiff from fully addressing the matter. Plaintiff was unable to ask questions to his wife about the (PPO) she filed against him. Plaintiff wife stated Plaintiff never threaten her or put his hand on her. The Defendant would not allow Plaintiff to ask questions to his wife about the (PPO) order denying him his civil right to be treated equally under the 14<sup>th</sup> amendment. On 8-24-21 Plaintiff filed a request for records of the Zoom Hearing, which he was denied and told they have no records of the hearing, see Exhibit 1, attached herewith. Around 10-4-21 a summon was taped on Plaintiff back door to appear at a hearing, he was told it did not matter as long as he got the summon. Plaintiff was charge with stalking. Plaintiff was given a one hundred dollar bound and a fifty dollar fine. There was no evidence to support the stalking charge.

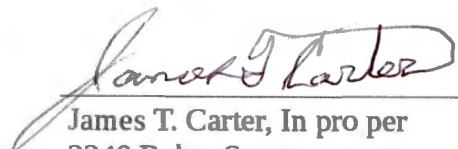
ARGUMENT

1.

A United States Citizen has a 14<sup>th</sup> amendment constitutional right to be treated equally whereas Defendant violated Plaintiff 14<sup>th</sup> amendment constitutional civil right. And in doing so violated his 6 amendment constitutional right to confrontation, and his 5<sup>th</sup> amendment constitutional right to procedure. There is a general rule that a ministerial officer who acts wrongfully, although in good faith, is nevertheless liable in a civil action and cannot claim the immunity of the sovereign. *Cooper V. O'Conner*, 99 F. 2d 133. The particular phraseology of the constitution of the United States confirms and strengthens the principle, supposed to be essential to all written constitutions, that a law repugnant to the constitution is void, and that courts, as well as other departments, are bound by that instrument. *Marbury V. Madison*, 1 Cranch 137 (1803). Defendant violated Plaintiff's civil right to the 14<sup>th</sup> amendment and 6 amendment to confront his accuser.

WHEREFORE, for the above stated reasons Plaintiff ask that this Honorable Court award him six hundred thousand dollars in compensatory damage or whatever this Court deem appropriate.

DATE: 2-15<sup>14</sup>, 2022

  
James T. Carter, In pro per  
2240 Baker Street  
Muskegon, MI 49444

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN

NOTE OF PLEADING, PLEASE TAKE NOTICE, that the attached pleading will be brought on for hearing on February 28, 2022, or soon thereafter as the matter can be heard.

Dated: Feb 14, 2022

  
James Carter

PROOF OF SERVICE

On February 14, 2022, I services a copy of the attached litigation to Branda E. Sprader, by FedEx mail, 990 Terract Street, Muskegon, MI 49442

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2240 Baker ST  
Muskegon, Hts MI  
49441

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2240 BAKER ST  
MUSKEGON, MI 49444  
UNITED STATES US

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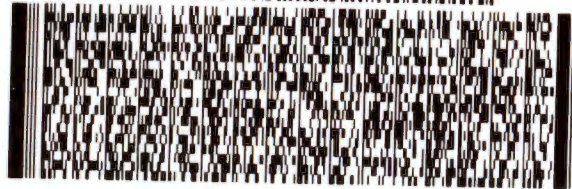
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